

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )  
Patrice DUVERT )  
Application No.: 10/078,241 )  
Filed: February 20, 2002 )  
For: SYNERGISTIC FUNGICIDAL )  
COMPOSITION COMPRISING A )  
COMPOUND ANALOGOUS TO )  
STROBILURIN )

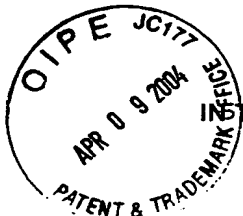
MAIL STOP AF – Reply Under 37  
C.F.R. 1.116 – Expedited Procedure –  
Technology Center 1600  
Group Art Unit: 1616  
Examiner: Alton N. Pryor  
Confirmation No.: 5583

REPLY AND AMENDMENT FOLLOWING FINAL REJECTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In complete response to the Official Action/Final Rejection mailed January 27, 2004, as modified by the Interview Summary dated February 19, 2004, please first amend the subject application as follows:



Attorney Docket No.

Patent  
022650-621

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Patrice DUVERT

Application No.: 10/078,241

Filing Date: February 20, 2002

Title: SYNERGISTIC FUNGICIDAL COMPOSITION  
COMPRISING A COMPOUND ANALOGOUS  
TO STROBILURIN

MAIL STOP AF - Reply Under 37 C.F.R.  
1.116 - Expedited Procedure - Technology  
Center 1600

Group Art Unit: 1616

Examiner: Alton N. Pryor

Confirmation No.: 5583

AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

☐ A Petition for Extension of Time is also enclosed.

☐ Terminal Disclaimer(s) and the ☐ \$55.00 (2814) ☐ \$110.00 (1814) fee per  
Disclaimer due under 37 C.F.R. § 1.20(d) are also enclosed.

☐ Also enclosed is/are \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

☐ Small entity status is hereby claimed.

☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the  
☐ \$385.00 (2801) ☐ \$770.00 (1801) fee due under 37 C.F.R. § 1.17(e).

☐ Applicant(s) requests that any previously unentered after final amendments not be entered.  
Continued examination is requested based on the enclosed documents identified above.

☐ Applicant(s) previously submitted \_\_\_\_\_  
\_\_\_\_\_  
on \_\_\_\_\_  
for which continued examination is requested.

☐ Applicant(s) requests suspension of action by the Office until at least \_\_\_\_\_,  
which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R.  
§ 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also  
enclosed.

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below.

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	28	MINUS 50 =	0	x \$18.00 (1202) =	\$ 0.00
Independent Claims	4	MINUS 6 =	0	x \$86.00 (1201) =	\$ 0.00
If Amendment adds multiple dependent claims, add \$290.00 (1203)					
Total Claim Amendment Fee					\$ 0.00
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					\$ 0.00
<b>TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT</b>					<b>\$ 0.00</b>

- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

Date: April 9, 2003

By Mary Katherine Baumeister  
Mary Katherine Baumeister  
Registration No. 26,254